

on

PATENT
Attorney Docket No. P01-3905
Client/Matter No. 68854.0192
Express Mail No. EV035491778US
Joint Inventors
Original

## **DECLARATION**

As a below named inventor, I hereby declare that: my residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first, and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM AND METHOD FOR GENERATING POINT IN TIME STORAGE COPY
as described in the specification 🗌 attached or 🗵 of patent Application Serial No. 10/080,961 filed October 22, 2001 and amended

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; that I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application; that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months prior to this application; and that I acknowledge the duty to disclose information of which I am aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations § 1.56(a). Such information is material when it is not cumulative to information already of record or being made of record in the application, and

- (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) it refutes, or is inconsistent with, a position the applicant has taken or may take in:
  - (i) opposing an argument of unpatentability relied on by the Office, or
  - (ii) asserting an argument of unpatentability.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificates listed below and have also identified below any foreign application(s) having a filing date before that of the applications(s) on which priority is claimed:

COUNTRY	APPLICATION NUMBER	Date Filed	Priority Claimed under 35 USC 119
			□ YES □ NO

I hereby claim the benefit under Title 35 United States Code § 120 of any United States application(s) listed below and, insofar as any subject matter of any claim of this application is not disclosed in the prior United States Application, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations § 1.56(a) which occurred between the filing date of the prior application and the national PCT international filing date of this application.

## Serial no. 09/872,597, filed June 1, 2001

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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SYSTEM AND METHOD FOR GENE					
as described in the specification 🛛 at				and amended on	·
I hereby state that I have reviewed an any amendment referred to above; t America before my or our invention invention thereof or more than one y inventor's certificate issued before th filed by me or my legal representative disclose information of which I am as Federal Regulations § 1.56(a). Such i record in the application, and	hat I do not thereof, or vear prior to e date of this e or assigns to ware which is	know and do not believe to patented or described in a this application; that the i application in any country nore than twelve months presented to the examination.	the same was ever known printed publication not been foreign to the United to this application on this application of this application of the application of the application of the application.	own or used in the Unin in any country befor patented or made the States of America on a ; and that I acknowledgin accordance with Titl	ited States of re my or our subject of an in application ge the duty to e 37. Code of
(1) it establishes, by itself or (2) it refutes, or is inconsiste (i) opposing an argu- (ii) asserting an argu- hereby claim foreign priority beneficertificates listed below and have also hich priority is claimed:	nt with, a pos ument of unpa ument of unp ts under Title	sition the applicant has take atentability relied on by the satentability.  35, United States Code § 11	n or may take in: Office, or 19 of any foreign appli	cation(s) for natent or i	nventor's
COUNTRY	APPLI	CATION NUMBER	Date Filed	Priority Clai under 35 USC	
, , , , , , , , , , , , , , , , , , ,				□ YES □	NO
hereby claim the benefit under Title between the benefit under Title benefit und Die Benefit u	plication is n tle 37, Code rnational filir	ot disclosed in the prior Un of Federal Regulations § 1.	ited States Application	a. Lacknowledge the du	ty to disclose
I hereby declare that all statements nare believed to be true; and further thare punishable by fine or imprisonmentatements may jeopardize the validity	at these state ent, or both,	ments were made with the k under Section 1001 of Title	nowledge that willful to the leading of the United Sta	false statements and the	like so made
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